

8.213 Hearings

The Board shall set petitions relating to applications for certificates of public good for hearing (if a hearing is required under 30 V.S.A. § 231) within a reasonable time. At least one hearing shall be held in the county of the proposed service area to afford opportunity for public comment.

8.313 Line extension policy

Each such policy must at a minimum conform to the provisions of this section.

- (A) If a line extension policy requires contributions in aid of construction, then that policy shall also allow for the rebating or reallocation of such contributions among original and new subscribers, if new subscribers connect to the extension within five years of the activation of the extension. The reallocation shall not be done until the end of the fifth year after activation of the extension; the rebates shall be paid to the subscriber of record at the time of rebate, and shall be paid as a cash rebate unless the subscriber's share is less than \$50.
- (B) Any line extension policy that shall require contributions in aid of construction shall incorporate what has been known as the "Newfane formula":
$$A = (C / N) * (1 - (N / (H * L)))$$
where A is the dollar contribution from each new customer; C is the actual cost per mile of the line extension; N is the number of verified subscribers on the extension, who will be making the contribution in aid of construction; L is the length of the extension in miles; and H is a number designated by the cable company's tariff. H is the number of dwelling units per mile, counting all the miles proposed on the extension, above which the company will not require a contribution in aid of construction.
- (C) The operator shall construct an extension to its existing system in any area of its certificated area where the density of homes passed per mile, including sparsely settled areas passed in order to reach the denser areas, is equal to or exceeds the value set for parameter H in its tariff.
- (D) No line extension policy filed in accordance with this section shall specify customer contribution where there are in excess of 25 dwellings per mile. That is, parameter H shall not be set higher than 25 in the company's tariff.